



Express Mail No.: EL 500 577 154 US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Kolesnick *et al.*

Application No.: 09/928,872

Conf. No.: 8412

Filed: August 13, 2001

Group Art Unit: 1644

For: METHODS FOR THE MODULATION OF  
ACID-SPHINGOMYELINASE-RELATED  
APOPTOSIS

Examiner: Huynh, Phuong N.

Attorney Docket No.: 6923-106

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER  
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Assistant Commissioner for Patents

**Box AF**

Washington, D.C. 20231

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision dated September 10, 2002 of the Patent Examiner finally rejecting claims 1-3, 5, 7 and 9-13 of the above-identified application.

The item(s) checked below are appropriate:

1.  An extension of time for responding to the final rejection for 3 month(s):  
 is submitted herewith.
2.  A timely response to the final rejection is submitted herewith.
3.  Applicant has qualified for the 50% reduction in fee for an independent inventor, non profit organization or small business concern and a fee in the amount of \$160.00 is:  
 Required.
4.  Please charge the required fee, if any, to Pennie & Edmonds LLP Deposit Account No. 16-1150. A copy of this sheet is enclosed.

Respectfully submitted,

Date December 9, 2002

Geraldine F. Baldwin  
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Enclosures